

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JOHN CHILDS, *et al.*,

Plaintiffs,

-v-

CANYON PARTNERS INC., *et al.*,

Defendants.

USDS SDNY  
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DATE FILED: 8/25/2014


No. 14-cv-2898 (RJS)  
ORDER

RICHARD J. SULLIVAN, District Judge:

Plaintiffs commenced this action on April 23, 2014 by filing a complaint, at which time a summons was issued. More than 120 days have elapsed since the action was commenced, and Plaintiffs have failed to file an affidavit of service with the Court attesting to service of the summons and complaint on the defendants. Accordingly, this action will be dismissed without prejudice unless Plaintiffs, within thirty days from the date of this order, that is, on or before September 22, 2014, either (1) file proof of service with the Clerk of the Court, or (2) show cause in writing why a further extension of the time limit for service is warranted. *See* Fed. R. Civ. P. 4(m).

SO ORDERED.

Dated: August 22, 2014  
New York, New York

  
RICHARD J. SULLIVAN  
UNITED STATES DISTRICT JUDGE